

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.RAMACHANDRAN
&
THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 2ND FEBRUARY 2007 / 13TH MAGHA 1928

MACA.No. 2044 of 2006()

OPMV.564/2000 of ADDL.MOTOR ACCIDENT CLAIMS TRIBUNAL,
ERNAKULAM
.....

APPELLANT/PETITIONER:

SASI, AGED 53 YEARS,
SON OF KARUNAKARAN, ABLE BHAVAN,
VADAKKEVALATHUKARA, EDAYAKUNNAM, SOUTH CHITTOOR,
COCHIN-682 027.

BY ADV. SRI.ANIL S.RAJ
SMT.K.N.RAJANI
SMT.MANJUSHA MOHANDAS

RESPONDENTS: RESPONDENTS:

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1. XAVIER, S/O.DEVASSY, PERINGATTUMoola,
VELLOPPADIYIL VEEDU, CHITRAPUZHA KARA,
IRUMBANAM.
 2. V.A.PAUL, VALUMKAL HOUSE,
CHAKKARAPARMBU, VENNALA P.O., COCHIN 682 028.
 3. UNITED INDIA INSURANCE COMPANY LIMITED,
MTPC OFFICE, M.G.ROAD, COCHIN.
 4. NATIONAL INSURANCE COMPANY LIMITED,
MTPC OFFICE, M.G.ROAD, COCHIN.

BY

ADMISSION THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR
FOLLOWING: ON 02/02/2007, THE COURT ON THE SAME DAY PASSED THE

M.RAMACHANDRAN & S.SIRI JAGAN, JJ.

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M.A.C.A. NO.2044 OF 2006

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Dated this the 2nd day of February, 2007

J U D G M E N T

Siri Jagan, J.:

The claimant in O.P.(M.V).No.564/2000 on the files of the Motor Accidents Claims Tribunal, Ernakulam, has come up in appeal challenging the award in that O.P., claiming enhanced compensation. The appellant is a Police Head Constable in the Kerala Police Department. The Tribunal assessed the compensation due to the appellant as follows:

"8. Issue No.2:- Petitioner was 47 years old a Head Constable in the Kerala Police Department getting monthly income of Rs.6500/-. He suffered the following injuries:

1) Fracture of metacarpal left index finger 2) Deep lacerated wound on the left index finger 3) Abrasions over left foot. He is entitled to get the following compensation:

Transport to hospital	-	Rs. 250/-
Extra nourishment and bystanders expenses	:	Rs. 800/-
Medical expenses	:	Rs.12,124/-
Pain and sufferings	:	<u>Rs. 8,000/-</u>
Total	:	Rs.21,174/-"
		=====

2. The appellant was not able to produce any proof regarding any permanent disability on account of the injuries sustained in the accident. In any event, the only injury sustained by the appellant was a fracture to his left index finger. For the same, the assessment of compensation as above, by the Tribunal, appears to be just and reasonable. In the above circumstances, we do not find any merit in the appeal and accordingly the same is dismissed in limine.

Sd/-
M.RAMACHANDRAN, JUDGE

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Sd/-
S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.

